PART IV

Section 2-C (ii)

STATUTORY ORDERS ISSUED BY THE STATE GOVERNMENT UNDER THE CENTRAL ACTS AND STATE ACTS.

GOVERNMENT OF MYSORE.

Food, Civil Supplies and Labour Department

Labour Dispute.—Industrial Dispute between the workmen and the management of M/s. John Fowler (India) Ltd., Bangalore.

Award of the Labour Court, Bangalore, published.

Read the following Papers:

(1) Letter No. 807/72-73, dated 29th September 1972 from Sri P. Srinivasacharya, Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER,
LABOUR COURT, BANGALORE.

Dated this 29th day of September 1972.

Present:

Sri P. Srinivasacharya, B.A., LL.B.,
Presiding Officer.

Reference No. 9 of 1970.

Party:

Workmen represented by the Secretary, John Fowler Employees' Union, 70-A, Arcot Srinivasachar Street, Bangalore-2.

Vs.

II Party :

The Management of M/s. John Fowler (India) Ltd., Bangalore.

Reference.—Government Order No. FCL 173 LLD 70 (i) Dated 31st March 1970.

AWARD

1. The Government of Mysore in their Order No. FCL 173 LLD 70 (i), dated 31st March 1970 have referred an industrial dispute existing between the abovenamed parties to this court for adjudication on the points of dispute noted below :—

> "Is the Management of M/s. John Fowler (India) Ltd., justified in dismissing Sri Chockkalingam and in suspending Sri P. John and Sri Narasimhan for 2 days and 4 days respectively ? If not, what is the relief the workmen are entitled to ?"

2. The first party filed its claim statement on 29th June 1970 and the second party filed its counter statement on 5th October 1970. On 12th October 1970 several issues were framed and set down for hearing. On 25th January 1972 the parties filed a joint memo of settlement in respect of Sri Chokkalingam which was recorded. The matter was posted for hearing in respect of the two other workmen involved in the reference.

3. On 21st September 1972 a joint memo was filed to the effect that the reference may be rejected in view of the settlement, dated 25th January 1972. It is stated that there is no other issue between the parties. It is prayed that the award may be passed in the light of the settlement.

4. In the result an award is passed in terms of the memo of settlement, dated 25th January 1972 which shall form part of this award. No costs.

P. SRINIVASACHARYA,
Presiding Officer,
Labour Court, Bangalore.

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P. SRINIVASACHARYA,
Presiding Officer,
Labour Court, Bangalore.

BEFORE THE HONOURABLE LABOUR COURT, BANGALORE.

Reference No. 9 of 1970

First Party :—

Sri S. Chokkalingam.

Vs.

Second Party :—

The Management of John Fowler (India) Ltd., Sarjapur Road, Bangalore-34.

Memo Filed by the Parties

I. The Parties submit that they have settled the dispute under the following terms and conditions.

(1) It is agreed that Sri S. Chockkalingam does not press his demands for any relief whatsoever.

(2) It is agreed that the Management of the Second Party, in view of the request and assurance of Sri Chockkalingam by his letter of this date he will give employment to Sri Chokkalingam on a standing consolidated salary of not less

than Rs. 250 per month (Rupees Two Hundred and Fifty only) and that he will be placed on probation for six months.

(3) It is further agreed that except in the case of dismissal for misconduct, Sri Chockkalingam will be confirmed on completion of the period of probation. After confirmation his entire service with the company will be considered for the purposes of computation of Gratuity and Provident Fund.

(4) It is also agreed that on confirmation he will be given suitable increase in emoluments by being fixed at a suitable stage in the scale applicable to him and that such fixation is left to the discretion of the Management and will not be questioned.

Admitted before me the due Execution of this memo.

(Intd.) P. S.
25th Jan. 1972.

II. The Parties pray that the Hon'ble Court may be pleased to pass an award on the above terms.

III. It is agreed that each party will bear its own costs. Dated at Bangalore this 25th day of January 1972.

For the Second Party :-

(1) Sd. B. R. Puttananjappa, Authorised Representative. 25th January 1972.

(2) Sd. H. Prasad, Assistant Personnel Officer.

For the First Party :—

Sd. Chokkalingam.
Sd. M. C. Narasimhan.

P. SRINIVASACHARYA,
Presiding Officer,
Labour Court, Bangalore.

ORDER

Bangalore, dated the 30th October 1972.

S.O. 45.—Whereas by State Government Order No. FCL 173 LLD 70(i), dated 31st March 1970, the Industrial Dispute between the workmen and the management of M/s. John Fowler (India) Ltd., Bangalore was referred to the Labour Court, Bangalore for adjudication.

And, Whereas the Labour Court, has submitted to the State Government its award in respect of the said Industrial Dispute.

Now, Therefore, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said award as above, in the **Mysore Gazette.**

[No. FCL. 189 LLA 72]

By Order and in the name of the Governor of Mysore,

ANIRUDHA DESAI,
Under Secretary to Government,
Food, Civil Supplies and Labour Department.